

IRISH LAND COMMISSION.

RETURN

OF

PROCEEDINGS

UNDER

"THE LAND LAW ACTS;" "THE LABOURERS (IRELAND) ACTS, 1883-1891;" AND "THE LAND PURCHASE ACTS."

DURING THE MONTH OF

NOVEMBER, 1898.

Presented to both Houses of Parliament by Command of Her Majesty.



DUBLIN:

PRINTED FOR HER MAJESTY'S STATIONERY OFFICE

BY

ALEXANDER THOM & Co. (LIMITED).

And to be purchased, either directly or through any Bookseller, from

HODGES, FISON, and Co., 104, Grafton-street, Dublin; or

ETC and SPOTTISWOODS, East Harding-street, Fleet-street, E.C., and

32, Abingdon-street, Westminster, S.W.; or

JOHN MENZIES and Co., 12, Hanover-street, Edinburgh, and 90, West Nile-street, Glasgow.

1898.

[C.- 9154.] Price 1½d.

IRISH LAND COMMISSION

MONTH OF NOVEMBER, 1898.

Summary of Proceedings under "The Land Law Acts." up to the 30th day of November, 1898; also of Proceedings up to same date, under "The Labourers (Ireland) Acts, 1883-1891," and under "The Land Purchase Acts."

COURT OF THE IRISH LAND COMMISSION.

I.—FAIR RENT.

(a.) In Court.

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st October, 1898, Applications received in month of November, 1898,	193,440 23 193,563	Rents Fixed— By Chief Commissioner to 31st October, 1898, " in month of November, 1898,	4,445 7 4,452
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st October, 1898, Do. in month of Nov., 1898,	10,303 23 10,328	By Sub-Commissioners to 31st October, 1898, " in month of Nov., 1898,	163,041 347 163,388
Applications by Leaseholders under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st October, 1898, Applications received in month of November, 1898,	29,877 54 29,931	Dismissed— To 31st October, 1898, In month of November, 1898,	8,843 40 8,883
Applications by Leaseholders under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st Oct., 1898, Do. in month of Nov., 1898,	1,172 1 1,173	Struck out— To 31st October, 1898, In month of November, 1898,	31,270 46 31,316
Applications by Joint Tenants or Tenants in common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," to 31st Oct., 1898, do. in month of Nov., 1898,	1,446 — 1,446	Withdrawn— To 31st October, 1898, In month of November, 1898,	14,921 10 14,931
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," transferred from Civil Bill Courts to 31st October, 1898, Do. in month of Nov., 1898,	35 1 36	Total disposed of,	224,970
Total,	—	236,571	

* These cases are also included in Register of Rents, Table (14), page 8.

† An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st Oct., 1898,	39,153	Rents fixed— By Chief Commission to 31st October, 1898,	257	
Applications received in month of November, 1898,	1,183	" in month of November, 1898,	42	279
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term transferred from Civil Bill Courts to 31st October, 1898,	40,337	By Sub-Commission to 31st October, 1898,	14,168	
Do. in month of November, 1898,	2,751	" in month of November, 1898,	888	15,056
	73	Dismissed— To 31st October, 1898,	374	
		In month of November, 1898,	33	407
		Struck out— To 31st October, 1898,	3,513	
		In month of November, 1898,	153	3,666
		Withdrawn*— To 31st October, 1898,	559	
		In month of November, 1898,	27	586
Total,	43,161	Total disposed of,	—	19,994

* An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, when applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) *Out of Court.*

FIRST STATUTORY TERM.

Agreements out of Court, in Form 44, fixing Fair Rent to 31st October, 1898,				124,122
Do.,	do.	in month of November, 1898,		473
			Total,	124,595

SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing Fair Rent for a Second Statutory Term to 31st October, 1898,				10,684
Do.,	do.	in month of November, 1898,		963
			Total,	11,647

III.—MISCELLANEOUS ORIGINATING NOTICES.†

Miscellaneous Originating Notices, (e.g., Sale of Tenancies and Resumption of Holdings, &c.): Applications received to 31st October, 1898,	1,710	Number disposed of to 31st Oct., 1898, " in month of November, 1898,	3,074
Application received in month of November, 1898,	16		10
		1,726	
Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.) transferred from Civil Bill Courts to 31st October, 1898,	40		
Do., in month of November 1898,	—	40	
Applications by Leaseholders to be declared Tenants of present tenancies (Form 33) received to 31st October, 1898,	1,061		
Applications in month of Nov., 1898,	1		
		1,062	
Total,	—	Total disposed of,	3,084

† The first notice of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of leases, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTEE TO HAVE LEASE OR GRANT EXECUTED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW IRELAND ACT, 1887,"—sec. 2.)—FORM 80.

Number of Applications received to 23rd February, 1898,*	55	Leases or Grants declared void to 31st October, 1898, " in month of Nov., 1898,	22	
		"	—	22
		Applications dismissed or struck out to 31st October, 1898, " in month of Nov., 1898,	30	
		"	—	30
		Applications withdrawn or compromised to 31st Oct., 1898, " in month of Nov., 1898,	5	
		"	—	5
Total,	55	Total disposed of,	—	55

* The time limited in the Act for lodging an Application of this kind expired on the 26th February, 1898.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 81.

Number of Applications received to 31st Oct., 1898, " in month of Nov., 1898,	19	Applications granted to 31st October, 1898, " in month of Nov., 1898,	5	
" Transferred from Civil Bill Courts to 31st October, 1898,	—	"	—	5
" in month of Nov., 1898,	3	Applications dismissed or struck out to 31st October, 1898, " in month of Nov., 1898,	10	
	—	"	—	10
		Applications withdrawn to 31st October, 1898, " in month of Nov., 1898,	3	
		"	—	3
Total,	—	Total disposed of,	—	18

V.—PROCEEDINGS UNDER THE LABOURERS (IRELAND) ACTS, 1883-1891.

Applications received to 31st Oct., 1898, " in November, 1898,	4,350	Rents fixed to 31st Oct., 1898, " in November, 1898,	3,844	
"	—	"	—	3,844
		Applications dismissed, struck out, and withdrawn to 31st October, 1898, " in November, 1898,	399	
		"	—	399
Total,	4,350	Total disposed of,	—	4,243

A 3

VI.—APPEALS *vs* FAIR RENTS, &c.

FIRST STATUTORY TERM.

Number of Appeals lodged to 31st Oct., 1898,	48,570	Number heard to 31st October, 1898,	34,324	
" in month of November, 1898,	70	" in month of November, 1898,	14	34,338
		Number dismissed or struck out to 31st October, 1898,	801	
		" in month of November, 1898,	—	801
		Number withdrawn to 31st October, 1898,	31,305	
		" in month of November, 1898,	1	31,306
		Total Number disposed of,	—	46,005
		Remaining to be disposed of,	—	3,036
Total,	48,540	Total,	—	48,540

SECOND STATUTORY TERM.

Number of Appeals lodged during Second Statutory Term to 31st October, 1898	8,813	Number heard to 31st October, 1898,	2,110	
" in month of November, 1898,	79	" in month of November, 1898,	22	2,138
		Number dismissed or struck out to 31st October, 1898,	—	
		" in month of November, 1898,	—	
		Number withdrawn to 31st Oct., 1898,	951	
		" in month of November, 1898,	16	967
		Total Number disposed of,	—	3,105
		Remaining to be disposed of,	—	3,789
Total,	8,894	Total,	—	8,894

VII.—PURCHASE OF LAND (IRELAND) ACTS, 1885 & 1888.

				Number.	Amount.
Loans applied for to 31st October, 1898,	—	—	—	29,530	11,452,028
" in month of November, 1898,	—	—	—	—	—
				29,536	11,452,028
		Deduct Applications refused,	—	3,800	1,450,077
				25,737	9,992,951
Loans sanctioned to 31st October, 1898,	—	—	—	25,737	9,992,951
Loans sanctioned in month of November, 1898,	—	—	—	—	—
				25,737	9,992,951
Loans issued to 31st October, 1898,	—	—	—	25,366	9,992,477
Loans issued in month of November, 1898,	—	—	—	—	—
				25,366	9,992,477

VIII.—PURCHASE OF LAND (IRELAND) ACTS, 1891, 1896.

	Number.	Amount.	Number.	Amount.
		£		£
Loans applied for to 31st October, 1896,	20,199	6,278,135		
" in November, 1896,	375	120,034	20,577	6,408,169
Loans applied for in cases of Purchase of Estates (Section 5, Act, 1895), to 31st October, 1896,	2,892	749,742		
" in November, 1896,	—	—	2,892	749,742
Loans applied for (Section 40, Act, 1896), to 31st Oct., 1896,	275	75,468		
" in November, 1896,	45	15,714	320	91,182
Total number of Loans applied for to 30th Nov., 1896,	—	—	23,729	7,748,093
Less applications refused to 30th November, 1896,	805	347,247		
" " in cases of Purchase of Estates (Section 5, Act, 1895), to 30th November, 1896,	959	971,120		
" " (Section 40, Act, 1896) to 30th November, 1896,	—	—	1,784	618,947
Loans sanctioned to 31st October, 1896,	16,550	6,064,234	22,025	6,450,726
" " in November, 1896,	550	206,531	17,100	5,270,775
Loans sanctioned in cases of Purchase of Estates (Section 5, Act, 1895), to 31st October, 1896,	1,255	510,306		
" " in November, 1896,	—	—	1,255	510,306
" " (Section 40, Act, 1896), to 31st Oct., 1896,	275	75,468		
" " in November, 1896,	45	15,714	320	91,182
Total number of Loans sanctioned to 30th Nov., 1896,	—	—	19,375	5,879,263
Less applications rescinded by Order of Court to 30th November, 1896,	140	53,182		
" " in cases of Purchase of Estates, (Section 5, 1895) to 30th November, 1896,	137	53,759		
" " (Section 40, 1896) to 30th Nov., 1896,	—	—	277	106,941
Loans issued to 31st October, 1896,	12,275	9,811,348	18,095	5,765,312
" " in November, 1896,	575	131,917	12,855	3,945,365
" " in cases of Purchase of Estates (Section 5, Act, 1895), to 31st October, 1896,	1,749	445,201		
" " in November, 1896,	—	—	1,749	445,201
" " (Section 40, Act, 1896), to 31st October, 1896,	275	75,468		
" " in November, 1896,	45	15,714	320	91,182
" " in cases under the Redemption of Rent Act, to 31st October, 1896,	79	78,059		
" " in November, 1896,	—	—	79	78,059
" " pursuant to Sec. 43 of the Land Law (Ireland) Act, 1895, to 31st October, 1896,	4	15,782		
" " in November, 1896,	—	—	4	15,782
			15,007	4,373,459

IX.—REDEMPTION OF RENT (IRELAND) ACT, 1891.

Applications received to 31st October, 1898, in November, 1898,	1,368	Number of cases in which Consents to Redemption of Rents have been received and cases treated as Agreements to Purchase to 31st October, 1898, .	165
"	6	Number received in November, 1898, .	1
		Number of cases in which no Consents were received and which were treated as applications to fix Fair Rents* to 31st October, 1898,	1,172
		Number of cases in which time had expired for receiving consents in month of November, 1898,	1
		Number of cases in which applications have been received but where time for judgments of consent has not expired	29
Total,	1,368	Total,	1,368

* Applications treated as Fair Rent cases are also included in Fair Rent Table (a) page 8.

CIVIL BILL COURTS.

MONTH OF NOVEMBER, 1898.

Summary of Proceedings under the "Land Law Acts" as notified to the Irish Land Commission, up to the 30th day of November, 1898.

I.—FAIR RENT.

(a) In Court.

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st October, 1898,	31,649	Rents fixed to 31st Oct., 1898, .	17,915
Applications received in month of November, 1898,	71	" in month of November, 1898, .	25
		Applications dismissed or struck out to 31st October, 1898,	3,091
		" in month of November, 1898, .	3
		Applications withdrawn* to 31st October, 1898,	494
		" in month of November, 1898, .	—
		Applications transferred to Irish Land Commission Court to 31st Oct., 1898, .	11,751
		" in month of Nov., 1898, .	28
Applications to fix Fair Rents in Civil Bill Courts under no. 6 "Land Law (Ireland) Act, 1887," when an ejection is pending, to 31st October, 1898,	2,503	Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1895," to 31st October, 1898,	11,774
Applications received in month of November, 1898,	10	" in month of Nov., 1898, .	—
		Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1895," transferred to the Irish Land Commission to the 31st October, 1898,	35
		" in month of Nov., 1898, .	1
		Total disposed of,	34,538
Total,	—	Total disposed of,	—

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may inferred when applications to withdraw are made, that a rent has been agreed upon between the parties.

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st October, 1898,	5,089	Rents fixed to 31st October, 1898, " in month of Nov., 1898, . . .	983 39	983 39
Applications received in month of Nov., 1898, . . .	209	Applications dismissed or struck out to 31st October, 1898, " in month of Nov., 1898, . . .	73 16	73 16
		Applications withdrawn* to 31st October, 1898, " in month of Nov., 1898, . . .	46	46
		Applications transferred to Irish Land Commission, to 31st October, 1898, " in month of Nov., 1898, . . .	2,751 73	2,751 73
Total, . . .	5,298	Total disposed of,	—	4,901

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b) *Out of Court.*

FIRST STATUTORY TERM.

Agreements out of Court, in Form No. 44, fixing Fair Rent to 31st October, 1898, Do, in month of November, 1898, . . .	7,393 2
Total,	7,394

SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing Fair Rent for a Second Statutory Term, received to 31st October, 1898, Do, in month of November, 1898, . . .	52 15
Total,	67

II.—MISCELLANEOUS ORIGINATING NOTICES.*

Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.): Applications received to 31st October, 1898,	611	Number disposed of to 31st October, 1898, " in month of Nov., 1898, . . .	334 2	334 2
Applications received in month of November, 1898,	4	Transferred to Irish Land Commission Court to 31st Oct., 1898, Transferred in month of Nov., 1898, . . .	37 —	37 —
Applications by Lesseholders to be declared Tenants of present Tenancies (Form 38) received to 31st October, 1898,	3			
Applications received in month of November, 1898,	—			
Total,	618	Total disposed of,	—	373

* The first notice of application to the Court, asking its decision upon the true value of a tenancy, fair rent, evidence of lease, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTEE TO HAVE LEASE OR GRANT EXECUTED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887,"—sec. 2)—FORM 80.

Number of Applications received to 31st February, 1888,*	6	Leases or Grants declared void to 31st October, 1888, " in month of Nov., 1888,	—	
		Applications dismissed or struck out to 31st October, 1888, " in month of Nov., 1888,	6	—
		Applications withdrawn or compromised to 31st October, 1888, " in month of Nov., 1888,	—	6
		Applications transferred to Irish Land Commission Court, to 31st October, 1888, " in month of Nov., 1888,	—	—
Total,	6	Total disposed of,	—	6

* The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1888.

IV.—APPLICATIONS BY MIDDLEMEN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 88.

Number of Applications received to 31st October, 1888, " in month of Nov., 1888,	22	Applications granted to 31st October, 1888, " in month of Nov., 1888,	3	
		Applications dismissed or struck out to 31st Oct., 1888, " in month of Nov., 1888,	4	5
		Applications withdrawn to 31st October, 1888, " in month of Nov., 1888,	1	4
		Applications transferred to Irish Land Commission Court to 31st October, 1888, " in month of Nov., 1888,	3	1
Total,	22	Total disposed of,	—	11

IRISH LAND COMMISSIONER,
5th January, 1889.

JOHN H. FRANKS.